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Attorneys for United States of America

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,)	NO. CR-20-0458 BLF
)	
Plaintiff,)	STIPULATION TO CONTINUANCE AND TO
)	EXCLUDE TIME FROM JUNE 1, 2021 TO
v.)	OCTOBER 19, 2021 AND [PROPOSED] ORDER
)	
DAVID CAMPOY, ET AL.,)	
)	
Defendant.)	
)	

It is hereby stipulated by and between counsel for the United States and counsel for the undersigned defendants, that the status conference currently scheduled for September 28, 2021 be reset for October 19, 2021 and that time be excluded under the Speedy Trial Act from June 1, 2021 through October 19, 2021.

At the status conference held on June 1, 2021, the government and counsel for the defendants agreed that time be excluded under the Speedy Trial Act for effective preparation of counsel and due to the complexity of the case. The Court directed the parties to submit a Speedy Trial Act stipulation reflecting the exclusion of time. At the hearing, the Court also set the next status conference in this matter for September 28, 2021.

Counsel for the government is now scheduled to be out on medical leave from August 13, 2021

to September 24, 2021. To facilitate a productive status conference, and to allow counsel for the defendants to continue to review the voluminous discovery in this case, the parties agree that the status conference set for September 28, 2021 should be reset to October 19, 2021 at 9:00 a.m.

The parties also agree that time should be excluded under the Speedy Trial Act from June 1, 2021 through October 19, 2021 to allow for the effective preparation of counsel (pursuant to 18 U.S.C. § 3161(h)(7)(B)(iv)), and due to the complexity of the case (pursuant to 18 U.S.C. § 3161(h)(7)(B)(ii)). The parties further stipulate and agree that the ends of justice served by excluding the time from June 1, 2021 through October 19, 2021 from computation under the Speedy Trial Act outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A), (B)(ii), (B)(iv).

The undersigned Assistant United States Attorney certifies that she has obtained approval from counsel for the defendant to file this stipulation and proposed order.

IT IS SO STIPULATED.

DATED: August 2, 2021

/s/
ALEXANDRA SHEPARD
Assistant United States Attorney

DATED: August 2, 2021

/s/
PETER LEEMING
Counsel for Defendant David Campoy

DATED: August 2, 2021

/s/
EDWARD AJLOUNY
Counsel for Defendant Jose Campoy

DATED: August 2, 2021

/s/
DOUGLAS RAPPAPORT
Counsel for Defendant David Greenman

DATED: August 2, 2021

/s/
SEVERA KEITH
Counsel for Defendant Kimberly Carrasco

DATED: August 2, 2021

/s/
DAVID PLOTSKY
Counsel for Defendant Miguel Carrizal Zamora

DATED: August 2, 2021

/s/
RICHARD WEESE
Counsel for Defendant Jose Rodriguez Naranjo

1 DATED: August 2, 2021

/s/

NAOMI CHUNG
Counsel for Defendant Nicholas Ardanuy

3 DATED: August 2, 2021

/s/

JERRY FONG
Counsel for Defendant Ignacio Espinoza

6 DATED: August 2, 2021

/s/

ROBERT CAREY
Counsel for Defendant Juan Johel Padilla

8 DATED: August 2, 2021

/s/

ALFREDO MORALES
Counsel for Defendant Luis Sendino

11 DATED: August 2, 2021

/s/

ROBERT LYONS
Counsel for Defendant Michael Osuna Guizar

14 ~~[PROPOSED]~~ ORDER

15 Based upon the facts set forth on the record, those stated above, and for good cause shown, the
16 Court finds that exclusion from the time limits applicable under 18 U.S.C. § 3161 (the Speedy Trial Act)
17 for the period from June 1, 2021 through October 19, 2021 is warranted and that the ends of justice
18 served by the continuance outweigh the best interests of the public and the defendants in a speedy trial.
19 18 U.S.C. § 3161(h)(7)(A). The failure to grant the requested continuance would deny the defendants
20 the effective preparation of counsel, taking into account the exercise of due diligence. 18 U.S.C.
21 § 3161(h)(7)(B)(iv). The Court further finds that this case is complex and that it would be unreasonable
22 to expect adequate preparation for pretrial proceedings or for the trial itself within the time limits
23 established by the Speedy Trial Act. 18 U.S.C. § 3161(h)(7)(B)(ii).

24 IT IS HEREBY ORDERED THAT the time from June 1, 2021 through October 19, 2021 shall
25 be excluded from computation under the Speedy Trial Act, and that the status conference in this case
26 will be reset from September 28, 2021 to October 19, 2021 at 9:00 a.m.

27 DATED: August 4, 2021


HON. BETH LABSON FREEMAN
United States District Judge